

To: Waye, Don[Waye.Don@epa.gov]
From: Henning, Alan
Sent: Tue 11/17/2015 11:21:52 PM
Subject: RE: CWA section 319 Question for OGC

Thanks Don. Your e-mail is perfect.

From: Waye, Don
Sent: Tuesday, November 17, 2015 3:01 PM
To: Hogan, Joanne <Hogan.Joanne@epa.gov>
Cc: Henning, Alan <Henning.Alan@epa.gov>; Curtis, Cynthia <Curtis.Cynthia@epa.gov>; Hall, Lynda <Hall.Lynda@epa.gov>
Subject: CWA section 319 Question for OGC

Joanne,

Ex. 5 - Attorney Client

Thanks.

Don Waye

U.S. EPA - Nonpoint Source Control Branch
Phone: 202-566-1170

From: Henning, Alan
Sent: Monday, November 16, 2015 7:44 PM
To: Waye, Don <Waye.Don@epa.gov>
Subject: FW: 2016

Don,

I would really appreciate your thoughts on this issue. I will give you a call early Tuesday morning if you are available.

Alan

From: Henning, Alan
Sent: Monday, November 16, 2015 4:29 PM
To: Carlin, Jayne <Carlin.Jayne@epa.gov>; Fullagar, Jill <Fullagar.Jill@epa.gov>
Cc: Croxton, Dave <Croxton.David@epa.gov>
Subject: FW: 2016

Jill and Jayne,

Below is an e-mail Ivan sent me this afternoon. Ivan Camacho is DEQ's 319 Grants Administrator. This language appears on DEQ's web site. Because of the CZARA withholdings, the State is not going to run a RFP for 319 funding in FY 2016. They have plenty of very good unfunded projects from the 2015 process which largely went unfunded because of CZARA. While this seems to be a pragmatic approach, is there any programmatic condition or legal condition that may be at play here? I reviewed the programmatic conditions in the State's 2015 grant. This issue was not mentioned, at least not on the surface. It may be embedded in the CWA Section 319 language but I haven't looked yet. I just wanted to run this by you two for your thoughts.

Alan

From: CAMACHO Ivan [<mailto:CAMACHO.Ivan@deq.state.or.us>]
Sent: Monday, November 16, 2015 3:24 PM
To: Henning, Alan <Henning.Alan@epa.gov>
Subject: 2016

The Oregon Department of Environmental Quality will not seek 319 Grant Program Request for Proposals for 2016. This is due to the number of unfunded high-priority projects submitted during the 2015 319 Grant RFP process and uncertainty for receiving full funding for the program in 2016. This uncertainty is due to unresolved issues brought to the state's attention by NOAA and EPA and associated with the state's coastal nonpoint pollution program, under EPA's Coastal Zone Act Reauthorization Amendment (CZARA). There continues to be the potential for EPA to withhold 2016 319 Grant funds until the issues are fully resolved.

When DEQ gets more information from EPA about 2016 319 Grant funds, it will review the unfunded high-priority project proposals from the 2015 319 Grant Program RFP for consideration in 2016. We recognize that some applicants may no longer be interested or able to use the 2016 319 Grant funds. However, based on the number of 2015 grant applications received we believe there'll be a sufficient number of high-priority projects to fund in the event DEQ is funded at a level similar to what it received from EPA for the 2015 319 Grant Program.

Thank you for your continued interest in the Oregon 319 Grant Program. DEQ will continue to work with its partners to implement high-priority work to help meet our Nonpoint Source Program goals.

A handwritten signature in black ink, reading "Ivan Camacho". The signature is fluid and cursive, with a long horizontal stroke at the end.

Ivan Camacho

Oregon 319 Grants Administrator

Oregon Department of Environmental Quality

811 SW 6th Ave.

Portland, OR 97204

(503) 229-5088